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CIVIL COVER SHEET

JS-44 (Rev. 6/17 DC)											
I. (a) PLAINTIFFS				DEFENDANTS							
Center for Biological Diversity				U.S. National Oceanic and Atmospheric Administration 1401 Constitution Ave, NW Washington, D.C. 20230							
(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF 11001 (EXCEPT IN U.S. PLAINTIFF CASES)				COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT (IN U.S. PLAINTIFF CASES ONLY) NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED							
(c) ATTORNEYS (FIRM NAM	ME, ADDRESS	, AND TELEPHONE NUMBER)		ATTORNEYS (IF KNOWN)							
William Snape and Paulo Lopes 1411 K Street, NW, Suite 1300 Washington, D.C. 20005 202-536-9351											
II. BASIS OF JURISDICTION (PLACE AN x IN ONE BOX ONLY)			III. CITIZENSHIP OF PRINCIPAL PARTIES (PLACE AN x IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT) FOR DIVERSITY CASES ONLY! PTF DFT PTF DFT PTF DFT								
1 U.S. Government Plaintiff		deral Question S. Government Not a Party)	Citizen of) 1 O 1		ated or Principal Place	O 4	O 4		
2 U.S. Government Defendant	(In	versity dicate Citizenship of	Citizen of	Another State (other State 2 2 2		Incorporated and Principal Place of Business in Another State		O 5		
Pa		rties in item III)	Citizen or Foreign Co	Subject of a (ountry	3 0 3	Foreign 1	Nation	O 6	O 6		
IV. CASE ASSIGNMENT AND NATURE OF SUIT (Place an X in one category, A-N, that best represents your Cause of Action and one in a corresponding Nature of Suit)											
	_										
O A. Antitrust		Personal Injury/ lalpractice	C. Administrative Agency Review			O D. Temporary Restraining Order/Preliminary Injunction					
410 Antitrust	310 Ai			151 Medicare Ac	t		1пјинсио	rı			
		rplane Product Liability	Social Security 861 HIA (1395ff) 862 Black Lung (923)			Any nature of suit fro	Any nature of suit from any category				
		sault, Libel & Slander				may be selected for this category of case assignment.					
		deral Employers Liability									
	340 Marine 345 Marine Product Liability 350 Motor Vehicle		863 DIWC/DIWW (405(g)) 864 SSID Title XVI				*(If Antitrust, then A governs)*				
	355 Motor Vehicle Product Liability			865 RSI (405(g))							
	360 Other Personal Injury		Other Statutes 891 Agricultural Acts								
	362 M	edical Malpractice	893 Environmental Matters 890 Other Statutory Actions (If Administrative Agency is								
		oduct Liability									
		ealth Care/Pharmaceutical									
		rsonal Injury Product Liabi bestos Product Liability	lity Involved)								
	308 As	specios Product Liability									
O E. General Civi	l (Other)	OR			e General (Civil	460 N	•			
Real Property Bankruptcy 210 Land Condemnation 422 Appeal 27 US		Bankruptcy 422 Appeal 27 USC 1	58		Federal Tax Suits 870 Taxes (US plaintiff or		462 Naturalization Application				
220 Foreclosure			423 Withdrawal 28 USC 157		fendant)	465 Other Immigration					
230 Rent, Lease & Ejectment					871 IRS-Third Party 26 USC		Actions				
		Prisoner Petitions		7609		470 Racketeer Influenced					
245 Totel Todace Elability			535 Death Penalty 540 Mandamus & Other		Forfeiture/Penalty		& Corrupt Organization				
290 All Other Real Property 550 Civil Rights		ner		625 Drug Related Seizure of		480 Consumer Credit					
Personal Property 555 Prison Condition		s		Property 21 USC 881		490 Cable/Satellite TV 850 Securities/Commodities/					
370 Other Fraud		560 Civil Detainee – Conditions		690 Other		Exchange					
371 Truth in Lending		of Confinement		Other Statutes		896 Arbitration					
380 Other Personal Property		Duonouty Diahta	amoute Dialita		ilse Claims Ao	899 Administrative Procedure					
Damage		Property Rights 820 Copyrights		376 Qui Tam (31 USC		Act/Review or Appeal of					
385 Property Damage Product Liability		830 Patent		3729(a))		Agency Decision					
		835 Patent – Abbrevi	35 Patent – Abbreviated New		ate Reapport	950 Constitutionality of State					
		Drug Application		430 Banks & Banking			Statutes				
		840 Trademark		450 Commerce/ICC Rates/etc.		890 Other Statutory Actions (if not administrative agency					
				460 Deportation		review or Privacy Act)					
1				1 400 D	Por tation		1 1000000000000000000000000000000000000	acy 110	,		

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O G. Habeas Corpus/ 2255	O H. Employment Discrimination	O I. FOIA/Privacy Act	O J. Student Loan						
530 Habeas Corpus – General 510 Motion/Vacate Sentence 463 Habeas Corpus – Alien Detainee	442 Civil Rights – Employment (criteria: race, gender/sex, national origin, discrimination, disability, age, religion, retaliation)	895 Freedom of Information Act 890 Other Statutory Actions (if Privacy Act)	152 Recovery of Defaulted Student Loan (excluding veterans)						
	(If pro se, select this deck)	*(If pro se, select this deck)*							
K. Labor/ERISA (non-employment) 710 Fair Labor Standards Act 720 Labor/Mgmt. Relations 740 Labor Railway Act 751 Family and Medical Leave Act 790 Other Labor Litigation 791 Empl. Ret. Inc. Security Act	L. Other Civil Rights (non-employment) 441 Voting (if not Voting Rights Act) 443 Housing/Accommodations 440 Other Civil Rights 445 Americans w/Disabilities – Employment 446 Americans w/Disabilities – Other 448 Education	M. Contract 110 Insurance 120 Marine 130 Miller Act 140 Negotiable Instrument 150 Recovery of Overpayment & Enforcement of Judgment 153 Recovery of Overpayment of Veteran's Benefits 160 Stockholder's Suits 190 Other Contracts 195 Contract Product Liability 196 Franchise	N. Three-Judge Court 441 Civil Rights – Voting (if Voting Rights Act)						
V. ORIGIN									
O 1 Original Proceeding From State Court C									
VI. CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE.) FOIA and APA									
VII. REQUESTED IN COMPLAINT CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23 DEMAND \$ Check YES only if demanded in C YES NO VES NO									
VIII. RELATED CASE(S) IF ANY	(See instruction) YES	NO X If yes, pl	lease complete related case form						
DATE: May 6, 2019	SIGNATURE OF ATTORNEY OF REC	cord/s/WJ Si	nape III						

INSTRUCTIONS FOR COMPLETING CIVIL COVER SHEET JS-44 Authority for Civil Cover Sheet

The JS-44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and services of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. Listed below are tips for completing the civil cover sheet. These tips coincide with the Roman Numerals on the cover sheet.

- I. COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF/DEFENDANT (b) County of residence: Use 11001 to indicate plaintiff if resident of Washington, DC, 88888 if plaintiff is resident of United States but not Washington, DC, and 99999 if plaintiff is outside the United States.
- III. CITIZENSHIP OF PRINCIPAL PARTIES: This section is completed <u>only</u> if diversity of citizenship was selected as the Basis of Jurisdiction under Section II.
- IV. CASE ASSIGNMENT AND NATURE OF SUIT: The assignment of a judge to your case will depend on the category you select that best represents the <u>primary</u> cause of action found in your complaint. You may select only <u>one</u> category. You <u>must</u> also select <u>one</u> corresponding nature of suit found under the category of the case.
- VI. CAUSE OF ACTION: Cite the U.S. Civil Statute under which you are filing and write a brief statement of the primary cause.
- VIII. RELATED CASE(S), IF ANY: If you indicated that there is a related case, you must complete a related case form, which may be obtained from the Clerk's Office.

Because of the need for accurate and complete information, you should ensure the accuracy of the information provided prior to signing the form.